

ORDINANCE NO. 2010-11
(ADOPTION OF FEMA FLOODPLAIN STUDY/MAPS FOR COCONINO COUNTY)

AN ORDINANCE OF THE MAYOR AND COUNCIL OF SEDONA, AS SITUATED IN COCONINO COUNTY, ARIZONA, PERTAINING TO THE NATIONAL FLOOD INSURANCE PROGRAM, ADOPTING BY REFERENCE REVISED FLOOD INSURANCE STUDY AND FLOOD INSURANCE RATE MAPS, AND FLOODPLAIN MANAGEMENT REGULATIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING PENALTIES.

WHEREAS, the City of Sedona, Arizona joined the National Flood Insurance Program (NFIP) as a separate community on December 30, 1988; and,

WHEREAS, the City of Sedona, under the National Flood Insurance Program, is the entity responsible for floodplain administration within the City; and,

WHEREAS, the continued participation in the National Flood Insurance Program is in the best interest of the citizens of the City of Sedona; and,

WHEREAS, the Federal Emergency Management Agency published a preliminary Flood Insurance Study (FIS), and Flood Insurance Rate Maps (FIRMS) on April 10, 2009, and both, after public input and revision, are completed, and will be effective on September 3, 2010, for Coconino County, Arizona, and the incorporated areas; and,

WHEREAS, each community that participates in the National Flood Insurance Program is required to adopt floodplain management regulations consistent with Federal criteria; and,

WHEREAS, the City of Sedona has not assumed the powers and duties prescribed for floodplain management as allowed in ARS 48-3610.A; and,

WHEREAS, the Flood Control District of Coconino County has adopted Floodplain Regulations that meet the requirements of the National Flood Insurance Program; and

WHEREAS, the final versions of the FIS and FIRMS for Coconino County, effective September 3, 2010, were declared public records in Resolution 2010-23, and that document entitled "*Floodplain Management Regulations for Coconino County*", dated August 1981, amended December 2000, and all subsequent amendments and/or revisions were previously so designated and adopted,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Sedona, Arizona, as follows:

Section 1. The City Engineer of the City of Sedona is designated as the National Flood Insurance Program Floodplain Administrator for the City and is responsible for coordinating with the Flood Control District of Coconino County, and will serve as the community point of contact on National Flood Insurance Program issues for County, State and Federal officials.

Section 2. Those documents entitled "Flood Insurance Study (FIS) for Coconino County, Arizona, and Incorporated Areas" effective September 3, 2010, with accompanying Flood Insurance Rate Maps (FIRMS) and all subsequent amendments and/or revisions, declared to be public records in Resolution 2010-23, three copies of which are on file in the office of the City

Clerk, are hereby adopted as the basis for establishing the special flood hazard areas for floodplain management in the City of Sedona.

The special flood hazard areas documented in the FIS and the FIRMS are the minimum area of applicability of the floodplain management regulations and may be supplemented by studies for other areas as allowed in the regulations. Therefore, the "*Flood Plain Management Study of the City of Sedona*", dated May 1994, with accompanying Flood Boundary and Floodway Maps prepared by the United States Department of Agriculture Soil Conservation Service, and all subsequent amendments and/or revisions, one copy of which is on file in the office of the City Clerk is hereby re- adopted.

Section 3. That public record designated as the "*Floodplain Management Regulations for Coconino County*", dated August 1981, amended December 2000", and all subsequent amendments and/or revisions, three copies of which shall be kept on file in the office of the City Clerk, is hereby re-adopted as the legal basis for implementing floodplain management in this community.

Section 4. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 5. If any portion of this ordinance is determined by a court of competent jurisdiction to be invalid, all remaining portions of this ordinance shall remain in full force and effect.

Section 6. - Abatement of violations shall be per "*Floodplain Management Regulations for Coconino County*", dated August 1981, amended December 2000, and all subsequent amendments and/or revisions.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Sedona, Arizona, this 10th day of August, 2010.

ATTESTED:

APPROVED:

Randy Reed, CMC, City Clerk

Rob Adams, Mayor

APPROVED AS TO FORM:

City Attorney